

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA

Richmond Division

DANIEL RODRIGUEZ, JR.,  
Petitioner

v.

Civil No. 3:19cv845 (DJN)

COMMONWEALTH OF VIRGINIA,  
Respondent.

**ORDER**

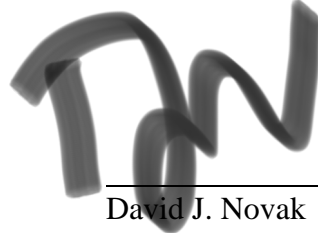
In accordance with the accompanying Memorandum Opinion, it is hereby ORDERED  
that:

1. The Report and Recommendation is hereby ACCEPTED and ADOPTED;
2. The action is hereby DISMISSED WITHOUT PREJUDICE; and,
3. A certificate of appealability is hereby DENIED.

Petitioner is advised that he has the right to appeal the decision of the Court. Should he wish to do so, a written notice of appeal must be filed with the Clerk of the Court within thirty (30) days of the date of entry hereof. Failure to file a written notice of appeal may result in the loss of the ability to appeal.

The Clerk is DIRECTED to send a copy of this Order to Petitioner.

It is so ORDERED.



/s/

David J. Novak  
United States District Judge

Date: March 25, 2020  
Richmond, Virginia